

Maine Revised Statutes
Title 33: PROPERTY
Chapter 3: STATUTE OF FRAUDS

§51. WRITING REQUIRED; CONSIDERATION NEED NOT BE EXPRESSED

No action shall be maintained in any of the following cases:

- 1. Executor or administrator.** To charge an executor or administrator upon any special promise to answer damages out of his own estate;
 - 2. Debt of another.** To charge any person upon any special promise to answer for the debt, default or misdoings of another;
 - 3. Agreement of marriage.** To charge any person upon an agreement made in consideration of marriage;
 - 4. Contract for sale of land.** Upon any contract for the sale of lands, tenements or hereditaments, or of any interest in or concerning them;
 - 5. Agreement not to be performed within one year.** Upon any agreement that is not to be performed within one year from the making thereof;
 - 6. Contract to pay debt discharged in bankruptcy.** Upon any contract to pay a debt after a discharge therefrom under the bankrupt laws of the United States, or assignment or insolvent laws of this State;
 - 7. Agreement to give property by will.** Upon any agreement to give, bequeath or devise by will to another, any property, real, personal or mixed;
 - 8. Agreement to refrain from carrying on any business.** Upon any agreement to refrain from carrying on or engaging in any trade, business, occupation or profession for any term of years or within any defined territory or both; the provisions of this subsection shall not apply to any such agreement made prior to August 13, 1947;
- unless the promise, contract or agreement on which such action is brought, or some memorandum or note thereof, is in writing and signed by the party to be charged therewith, or by some person thereunto lawfully authorized; but the consideration thereof need not be expressed therein, and may be proved otherwise.

The State of Maine claims a copyright in its codified statutes. If you intend to republish this material, we require that you include the following disclaimer in your publication:

All copyrights and other rights to statutory text are reserved by the State of Maine. The text included in this publication reflects changes made through the Second Regular Session of the 127th Maine Legislature and is current through October 1, 2016. The text is subject to change without notice. It is a version that has not been officially certified by the Secretary of State. Refer to the Maine Revised Statutes Annotated and supplements for certified text.

The Office of the Revisor of Statutes also requests that you send us one copy of any statutory publication you may produce. Our goal is not to restrict publishing activity, but to keep track of who is publishing what, to identify any needless duplication and to preserve the State's copyright rights.

PLEASE NOTE: The Revisor's Office cannot perform research for or provide legal advice or interpretation of Maine law to the public. If you need legal assistance, please contact a qualified attorney.